

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
Board of Patent Appeals and Interferences

In re Patent Application of

ALLENSON et al

Serial No. 09/445,991

Filed: December 17, 1999

Atty. Dkt. 124-749

C#/M#

Group Art Unit: 2828

Examiner: G. Inzirillo

Date: December 30, 2002



TECHNOLOGY CENTER 2800

JAN - 3 2003

RECEIVED

Title: A LIGHT EMITTING DEVICE AND TRANSISTOR

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

☒ Correspondence Address Indication Form Attached.

☐ **NOTICE OF APPEAL**

Applicant hereby appeals to the Board of Appeals from the decision dated \_\_\_\_\_ of the Examiner twice/finally rejecting claims \_\_\_\_\_ (\$ 320.00 )

\$ 0.00

☒ An appeal **BRIEF** is attached in triplicate in the pending appeal of the above-identified application (\$ 320.00)

\$ 320.00

☐ An **ORAL HEARING** is requested under Rule 194 (\$ 280.00) (due within two months after Examiner's Answer)

\$ 0.00

☐ Credit for fees paid in prior appeal without decision on merits

-\$ ( 0.00)

☐ A reply brief is attached in triplicate under Rule 193(b)

(no fee)

☐ Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) (\$110.00/1 month; \$400.00/2 months; \$920.00/3 months; \$1440.00/4 months)

**SUBTOTAL** \$ 0.00

☐ Applicant claims "Small entity" status; enter 1/2 of subtotal and subtract  
☐ "Small entity" statement attached.

-\$ ( 0.00)

**SUBTOTAL** \$ 320.00

Less month extension previously paid on

-\$ ( 0.00)

**TOTAL FEE ENCLOSED** \$ 320.00

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension. The Commissioner is hereby authorized to charge any deficiency, or credit overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our **Account No. 14-1140**. A duplicate copy of this sheet is attached.

1100 North Glebe Road, 8<sup>th</sup> Floor  
Arlington, Virginia 22201-4714  
Telephone: (703) 816-4000  
Facsimile: (703) 816-4100  
SCS:kmm

NIXON & VANDERHYTE P.C.  
By Atty: Stanley C. Spooner, Reg. No. 27,393

Signature: \_\_\_\_\_

Adjustment date: 03/03/2004 SDIRETA1  
12/23/2003 SZEWDIE1 00000039 09445991  
01 FC:1401 -330.00 OP

Repln. Ref: 03/03/2004 SDIRETA1 0010585100  
DR#141140 Name/Number:09445991  
FC: 9204 \$330.00 CR

696907

Def & Ref Rm 307



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

STATUS AND PRIORITY  
SECTION

EST. FEB 27 AM 3:44

Inside Patent Application of

ALLENSON et al

Atty. Ref.: 124-749

Serial No. 09/445,991

TC/A.U.: 2828

Filed: December 17, 1999

Examiner: C. Jackson

For: A LIGHT EMITTING DEVICE AND TRANSISTOR

\* \* \* \* \*

February 24, 2004

Mail Stop 16  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**REQUEST FOR REFUND**

A refund is respectfully requested for the overpayment made in connection with the above-identified application. On December 22, 2003, a second Notice of Appeal was filed, along with a fee of \$330.00 paid by check. Since a prior Notice of Appeal and fee were filed on October 31, 2002 without a decision on the merits, the second Notice of Appeal fee was not required – only the \$10.00 increase of the Notice of Appeal fee. Therefore, it is requested that the overpayment of \$320.00 be refunded to applicant's undersigned attorney by crediting \$320.00 to our account no. 14-1140 under Order No. 124-749. For this purpose a duplicate copy of this paper is enclosed.

ALLENSON et al  
Sérial No. 09/445,991

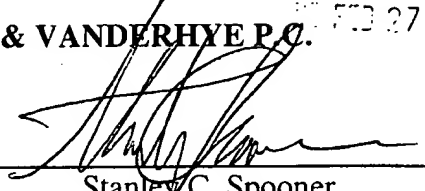
Respectfully submitted,

STATUS AND ENTRY  
CROSSCH

NIXON & VANDERHYTE P.C.

FEB 27 11 3 45

By:

  
Stanley C. Spooner  
Reg. No. 27,393

SCS:kmm  
1100 North Glebe Road, 8th Floor  
Arlington, VA 22201-4714  
Telephone: (703) 816-4000  
Facsimile: (703) 816-4100